



VIA HAND DELIVERY ON SEPTEMBER 4th, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: SU et al.

Attorney Docket No.: PF270P1

Application Serial No.: 09/416,267

Art Unit: 1646

Filed: October 12, 1999

Examiner: Mertz, P.

Title: Human Cytokine Polypeptide

RECEIVED
SEP 06 2001
TECH CENTER 1600/2900

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Box AF
Commissioner for Patents
Washington, D.C. 20231

Sir:

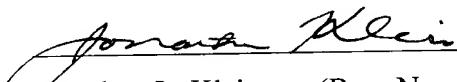
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated May 3, 2001 of the Primary Examiner finally rejecting claims 25-79 of the above-identified application.

An extension of time for responding to the final rejection for one (1) month is submitted herewith.

The fee required to be filed with this Notice of Appeal under 37 C.F.R. § 1.17(b) has been estimated to be \$310.00. Please charge the required fee or any other fees deemed necessary to Deposit Account No. 08-3425. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: September 4, 2001


Jonathan L. Klein (Reg. No. 41,119)
Attorney/Agent for Applicants

Human Genome Sciences, Inc.
9410 Key West Avenue
Rockville, MD 20850
(301) 251-6015 (telephone)

JKE/BM

09/05/2001 FFANAEIA 00000063 083425 09416267
02 FC:119 310.00 CH